

\*\*E-filed 10/24/06\*\*

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8 Attorneys for Plaintiffs  
9 UMG RECORDINGS, INC.; WARNER BROS.  
10 RECORDS INC.; CAPITOL RECORDS, INC.;  
11 ELEKTRA ENTERTAINMENT GROUP INC.;  
12 AND ARISTA RECORDS LLC

13 UNITED STATES DISTRICT COURT  
14 NORTHERN DISTRICT OF CALIFORNIA  
15 SAN JOSE DIVISION

16 UMG RECORDINGS, INC., a Delaware  
17 corporation; WARNER BROS. RECORDS  
18 INC., a Delaware corporation; CAPITOL  
19 RECORDS, INC., a Delaware corporation;  
20 ELEKTRA ENTERTAINMENT GROUP INC.,  
21 a Delaware corporation; and ARISTA  
22 RECORDS LLC, a Delaware limited liability  
23 company,,  
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Plaintiff,

v.

SARA POSTER,

Defendant.

Case No. C06-2051 JF

Honorable Jeremy Fogel

***EX PARTE APPLICATION TO CONTINUE  
CASE MANAGEMENT CONFERENCE  
AND [PROPOSED] ORDER***

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Plaintiffs hereby request that the Court continue the case management conference currently set for October 27, 2006, at 10:30 a.m. sixty (60) days to January 5, 2007. Plaintiffs filed the Complaint against Defendant on March 17, 2006. Defendant has not yet been served. Plaintiffs have made numerous attempts at personal service, and are now trying to verify plaintiff's address. Plaintiffs are still attempting to serve Defendant and will soon attempt alternative forms of service of Defendant. Plaintiffs therefore request to continue the case management conference so that plaintiffs may continue to attempt to serve defendant.

DATED: October 20, 2006

THOMAS M. KERR  
HOLME ROBERTS & OWEN LLP


By: /s/ Thomas Kerr  
Thomas M. Kerr  
Attorney for Plaintiffs

**ORDER**

Good cause having been shown:

**IT IS ORDERED** that the Case Management currently scheduled for October 27, 2006, at 10:30 a.m. is hereby continued to January 5, 2007.

Dated: 10/23/06

By:   
Honorable Jeremy Fogel  
United States District Judge

**PROOF OF SERVICE**

STATE OF CALIFORNIA, CITY AND COUNTY OF SAN FRANCISCO

I am employed in the office of Holme Roberts & Owen in San Francisco, California. I am over the age of eighteen years and not a party to the within action. My business address is 560 Mission Street, 25th Floor, San Francisco, CA 94105.

On October 20, 2006, I served the foregoing documents described as:

**EX PARTE APPLICATION TO CONTINUE CASE MANAGEMENT CONFERENCE AND  
[PROPOSED] ORDER**

on the interested party in this action by placing a true and correct copy thereof enclosed in a sealed envelope addressed as follows:

Sara Poster  
2324 Dwight Way, Apt. 304  
Berkeley, CA 94707

X BY MAIL: I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with U.S. postal service on that same day with postage thereon fully prepaid at San Francisco, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

X (FEDERAL) I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on October 20, 2006 at San Francisco, California.

\_\_\_\_\_  
/s/  
Molly Morris